

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the PATENT application of

Appl. No. : 10/544,248
 Applicant : C.J.M. MEADE, et al.
 Filed : August 2, 2005
 TC/A.U. : Unknown
 Examiner : Unknown
 Confirmation No. : 2638
 Docket No. : 1/1459 PCT (0220.0008C)
 Customer No. : 27896
 Title : New Pharmaceutical Compositions Based on
 Anticholinergics and Inhibitors of TNF Alpha
 Synthesis or Action

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO THE NOTICE TO FILE MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE
(DO/EO/US)

In response to the Response to the Notice to File Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed April 14, 2006, enclosed for filing in the subject application are:

- ☒ Copy of the Notification of Missing Requirements (2 pages)
- ☒ Declaration (3 pages)
- ☒ Power of Attorney and Correspondence Address Indication form signed by each inventor (3 pages)
- ☒ Associate Power of Attorney form (1 page)
- ☒ Change of Correspondence Address (1 page)
- ☒ Preliminary Amendment (8 pages)
- ☒ Information Disclosure Statement (3 pages) with form PTO/SB/08A (1 page)
- ☒ Copies of Seven (7) Foreign Patent Documents
- ☐ Other:

A calculation of excess claim fees for the Preliminary Amendment is provided below:

	NO. OF CLAIMS REMAINING AFTER AMENDMENT	NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	28	- 29 =	0	x \$50.00	0.00
Independent Claims	1	- 3 =	0	x \$200.00	0.00
If multiple dependent claims are presented, add \$360.00					
Total Amendment Fee					0.00
<input type="checkbox"/> Applicant claims Small Entity Status (subtract 50% of Total Application Fee)					
Other fees:					
TOTAL EXCESS CLAIMS FEE DUE					\$0.00

and the payment of the following fee(s):

- ☐ Filing fee of \$ (☐ Applicant claims Small Entity Status)
- ☒ Surcharge fee for Late Filing of Declaration of \$130.00
- ☒ Other fees: \$200.00 to complete the examination fee for a non-small entity

Total Fee due: \$330.00.

- ☒ **As indicated in the Notification of Missing Requirements, a previous payment of \$360.00 has been applied to the Total Fee due. Accordingly, no additional fees should be required.**

- ☐ Please charge \$_____ to Deposit Account No. 05-0460 for the total fee.

05/19/2006 GFREY1 00000127 050460 10544240

01 FC:1633 200.00 DA
02 FC:1637 130.00 DA

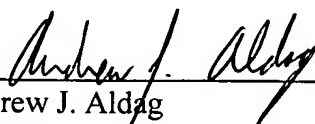
☒ The Commissioner is hereby authorized to charge any additional appropriate fees that may be required by this paper to Deposit Account No. 05-0460.

Dated: June 14, 2006

EDELL, SHAPIRO & FINNAN, LLC
CUSTOMER NO. 27896
1901 Research Boulevard, Suite 400
Rockville, MD 20850
(301) 424-3640

Respectfully submitted by
EDELL, SHAPIRO & FINNAN, LLC

By:



Andrew J. Aldag
Reg. No. 40,483



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/544,248	FIRST NAMED APPLICANT Christopher John Montague Meade	ATTY. DOCKET NO. 1/1459 PCT
---	--	--------------------------------

28501
MICHAEL P. MORRIS
BOEHRINGER INGELHEIM CORPORATION
900 RIDGEBURY ROAD
P. O. BOX 368
RIDGEFIELD, CT 06877-0368

INTERNATIONAL APPLICATION NO.

PCT/EP04/01141

I.A. FILING DATE

02/07/2004

PRIORITY DATE

02/11/2003

CONFIRMATION NO. 2638

371 FORMALITIES LETTER



OC000000018530639

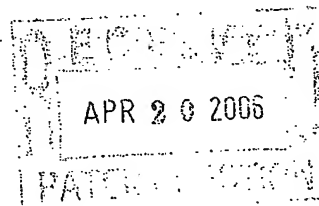
6/14/06
9/14/06 last day

Date Mailed: 04/14/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/02/2005
- Copy of the International Search Report filed on 08/02/2005
- Information Disclosure Statements filed on 08/02/2005
- U.S. Basic National Fees filed on 08/02/2005
- Priority Documents filed on 08/02/2005
- Specification filed on 08/02/2005
- Claims filed on 08/02/2005
- Abstracts filed on 08/02/2005
- Drawings filed on 08/02/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$-30 for a Large Entity:

- **\$130 Surcharge.**

- The application examination fee has not been paid. Applicant must submit \$200 to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

(A previous payment of \$360 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/544,248	PCT/EP04/01141	1/1459 PCT

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**CHANGE OF
CORRESPONDENCE ADDRESS**
*Application*Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450.

Application Number	10/544,248
Filing Date	08/02/2005
First Named Inventor	C.J.M. MEADE
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	1/1459 PCT

Please change the Correspondence Address for the above-identified patent application to:

☒ Customer Number : 27896

OR

☐ Firm or
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the:

- ☐ Applicant/Inventor
- ☐ Assignee of record of the entire interest.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ Attorney or Agent of record. Registration Number 54,859
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Typed or Printed
Name **Andrea Small**Signature *Andrea Small*Date *October 11th, 2005*Telephone **203-798-4816**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.